

MINUTES

MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: By **CHAIRMAN EDWARD BUTCHER**, on March 18, 2003 at 3:03 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Edward Butcher, Chairman (R)
Sen. Duane Grimes, Vice Chairman (R)
Sen. Sherm Anderson (R)
Sen. Vicki Cocchiarella (D)
Sen. Mike Cooney (D)
Sen. Aubyn Curtiss (R)
Sen. Bob DePratu (R)
Sen. Dan Harrington (D)
Sen. Jerry O'Neil (R)
Sen. Glenn Roush (D)

Members Excused: Sen. Sam Kitzenberg (R), Sen. Gerald Pease (D)

Members Absent: None.

Staff Present: Pat Murdo, Legislative Branch
Roberta Opel, Committee Secretary

Video-taped Committee: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: HB 369, 3/18/2003, HB 591,
3/18/2003, HB 186, 3/18/2003, HB
259, 3/18/2003
Executive Action: HB 67, HB 30, HB 185, HB 237, HB
711, HB 270, HB 556

STUDY GROUP APPOINTED FOR HB 105

CHAIRMAN ED BUTCHER appointed a subcommittee comprised of SENATORS VICKI COCCHIARELLA, JERRY O'NEIL and SHERM ANDERSON to study HB 105.

HEARING ON HB 369

Opening Statement by Sponsor: REP. CINDY YOUNKIN, HD 28, Bozeman, presented HB 369 to the committee; a speeding violation surcharge for court automation.

Proponents' Testimony: None

Opponents' Testimony: None

Questions from Committee Members and Responses:

3:08pm Begin

3:12pm End

4 min Elapsed time

Closing by Sponsor:

3:12pm SEN. YOUNKIN closed the hearing on HB 369

HEARING ON HB 591

Opening Statement by Sponsor: REP. DANIEL FUCHS, HD 15, Billings, opened the hearing on HB 591; to provide term permit fees for certain overweight vehicle loads.

Proponents' Testimony:

3:13pm Jim Currie, MT. Dept. of Transportation

Opponents' Testimony: None

Informational Witnesses and Testimony:

3:13pm Drew Livesay, Administrator, Motor Vehicle Services, MT. Dept. of Transportation

Questions from Committee Members and Responses: None

Closing by Sponsor:

3:15pm REP. FUCHS closed the hearing on HB 591. SEN. DEPRATU will carry HB 591.

HEARING ON HB 186

Opening Statement by Sponsor: REP. GARY MATTHEWS, Miles City, opened the hearing on HB 186; to revise motor vehicle dealer licensing.

Proponents' Testimony:

3:16pm Brenda Nordlund, Attorney General, MT. Dept. of Justice
EXHIBIT (his57a01)

3:26pm Dean Roberts, Administrator, Motor Vehicle Division, MT.
Dept. of Transportation

3:31pm Jim Robinson, Director, MT. Independent Auto Dealers

3:37pm Steve Turkiewicz, MT. Auto Dealer's Association

3:39pm Stuart Doggett, MT. Manufactured Housing and RV
Association

3:40pm Steve Pyfer, MT. Credit Union Network

Opponents' Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

3:42pm REP. MATTHEWS closed the hearing on HB 186. SEN. MIKE
COONEY will carry HB 186.

HEARING ON HB 259

Opening Statement by Sponsor: REP. RICK MAEDJE, HD 81, Fortine, opened the hearing on HB 259; to increase the speed limit on a portion of Highway 93.

Proponents' Testimony:

Dan Seifert, Eureka, submitted written testimony regarding HB
259. **EXHIBIT (his57a02)**

3:49pm Keith Olson, MT. Logging Association

Opponents' Testimony: None

Informational Witnesses and Testimony:

3:50pm Jim Currie, MT. Dept. of Transportation

3:52pm Shawn Driscoll, Colonel, MT. Highway Patrol

Questions from Committee Members and Responses:

3:53pm Begin
4:00pm End
3 min Elapsed time

Closing by Sponsor:

4:01pm SEN. MAEDJE closed the hearing on HB 259.

EXECUTIVE ACTION ON HB 67

Discussion:

Amendment HB006702.apm distributed for HB 67. **EXHIBIT(his57a03)**

4:08pm **SEN. COONEY** moved to strip all amendments HB006701.apm
EXHIBIT (3) from the bill.

4:11pm Jim Currie, MT. Dept. of Transportation explained this
amendment and distributed an exhibit. **EXHIBIT(his57a04)**

Discussion:

4:12pm Begin
4:27pm End
15 min Elapsed time

Motion: SEN. DUANE GRIMES moved TO INDEFINITELY POSTPONE HB 67.

Substitute Motion: SEN. GRIMES withdrew his motion to
INDEFINITELY POSTPONE.

Discussion:

4:23pm Begin
4:27pm End
5 min Elapsed time

Vote: Motion to adopt AMENDMENT HB006702.apm carried unanimously.

Discussion:

4:28pm Begin
4:30pm End
2 min Elapsed time

Motion: Motion by SEN. HARRINGTON to strip all portions of the amendment except Sections 1 and 5. Motion carried unanimously.

Motion: Motion by SEN. MIKE COONEY HB 67 BE CONCURRED IN AS AMENDED. Motion carried unanimously. SEN. DAN HARRINGTON will carry this bill.

Discussion:

4:31pm Begin

4:37pm End

6 min Elapsed time

Vote: Motion HB 67 BE CONCURRED IN AS AMENDED carried 10-2 with SENATORS SHERM ANDERSON and DUANE GRIMES voting no.

NOTE: HB 67 held in committee per CHAIRMAN ED BUTCHER.

EXECUTIVE ACTION ON HB 30

Motion/Vote: Motion by SEN. COCCHIARELLA HB 30 BE CONCURRED IN. Motion carried unanimously. SEN. AUBYN CURTISS will carry HB 30.

EXECUTIVE ACTION ON HB 185

Motion: Motion by SEN. COCCHIARELLA HB 185 BE CONCURRED IN.

Discussion:

4:40pm Begin

4:41pm End

1 min Elapsed time

Vote: Motion HB 185 BE CONCURRED IN carried unanimously. Sen. Sherm Anderson will carry this bill.

EXECUTIVE ACTION ON HB 237

Motion: Motion by SEN. COCCHIARELLA AMENDMENT HB023701.apm be adopted.

Discussion:

4:43pm Begin

4:47pm End

5 min Elapsed time

Vote: Motion to adopt AMENDMENT HB 023701.apm carried unanimously.

Motion/Vote: Motion by SEN. COCCHIARELLA HB 237 BE CONCURRED IN AS AMENDED. Motion carried unanimously. SEN. DAN HARRINGTON will carry this bill.

EXECUTIVE ACTION ON HB 711

Motion: Motion by SEN. BOB DEPRATU HB 711 BE CONCURRED IN.

Discussion:

4:50pm Begin

4:54pm End

4 min Elapsed time

Vote: Motion HB 711 BE CONCURRED IN carried 11-1 with SEN. AUBYN CURTISS voting no.

EXECUTIVE ACTION ON HB 270

4:56pm Discussion on HB 270.

Note: HB 270 held in committee per CHAIRMAN BUTCHER.

EXECUTIVE ACTION ON HB 556

4:57pm Discussion on HB 556.

Motion: SEN. GRIMES moved to INDEFINITELY POSTPONE HB 556.

Vote: Motion carried 9-3 with SENATORS HARRINGTON, COCCHIARELLA and ANDERSON voting no.

ADJOURNMENT

Adjournment: 4:57 P.M.

SEN. EDWARD BUTCHER, Chairman

ROBERTA OPEL, Secretary

EB/RO

EXHIBIT (his57aad)